HEALTH (1 9 5 2) - Department.

Ms. Series.

G. O. No. 1172 - Health.

Dated, 7th April 1952.

Water Supply and Drainage - Drainage - Mangalore Municipality - Repairs to drain in Azizuddin road - Invitation of fresh tenders where valid tenders have been received - Inadvisability - Pointed out.

VERY EMERGENT
REF: Esb. No.V. (10)/51-52.

Municipal Office, Mangalore
Dated the 6th-Novermber 195

From

Sri M.Sanjiva Talwar B.A.,B.L.,
Commissioner, Mangalore Municipality,
Mangalore.

To

The Secretary To Govt.,
L.A.Dept., F.S.G., Madras.

DEPUTY SECRETARY 20 NOV 1951 HEALTH DEPARTMENT

11 NOV 1951

MADRAS

48329

Thro'

The Chairman, Municipal Council,
Mangalore.

Sir,

Sub: Works- M.M. - Repairs to drain in Azizuddin road- Rejection of tenders received - inviation of fresh tenders- approval sought ø for.

This Council has sanctioned an estimate for Rs 1750/- for "Repairs to drain along Azizuddin Road." Tenders were invited for the work and two tenders from local contractors- one from Sri L.Lasrado and the other from Sri K.Subbappa- were received Both the tenders are below estimate rates, by 26.7% and 25.9% respectivelly. The work comprises mainly of building up retaining wall with dry stone random rubble to a height of about 9ft. The work of both the tenderers in this type of work in the past has not been very satisfactory and the Council was of opinion that it may not be safe to accept the tenders. In its Resolution No. 1521 dated 13-10-1951, the Council has resolved that fresh tenders may be invited. In G.O. No 1620, L.A., dated 4-5-1940 Govt. have laid down that "when valid tenders at or below estimate rates in respect of a work have been received, they should be disposed (off) by the Contract Committee or the Council as the case may be in accordance with the instructions issued in G.O. No. 2830, L.A., dated 29-7-1937. If for any reason, it is proposed to reject all the tenders, the circumstances should be reported to Govt and their orders obtained. In no case should fresh tenders be invited before the receipt of orders of Govt. The circumstances necessitating the invitation of fresh tende have been set out above. I therefore solicit orders of Govt. inviting fresh tenders for the execution of the above work. copy of Council Resolution No 1521 dated 13-10-1951 is enclo

request early orders.

COMMISSIONER. M.M.

F O R W A R D E D

L.A.Dept(E)
Health 2.o.

Chairman M.C.

F/7-11
Compd.

Extract from the Proceedings of a meeti of the Municipal Council Mangalore held on 13-10-51.

xxx xxx xxx

RESOLUTION NO 1521

Read: Esb No V.(10) /51-52; C.R.No 1384 dated 8-9-51 resolving to invite fresh tenders for the work of repl to drain along azzizuddin road and office note thereon.

L.A.2.o.No 48329-E/51-1 19-11-51

AS WORK OF THE TENDERERS IN THIS TYRE OF WORK HAS NOT BEEN VERY SATISFACTORY ~~XXXX~~ IN THE PAST, FRESH TENDERS MAY BE INVITED WITH GOVERNMENTS APPROVAL.

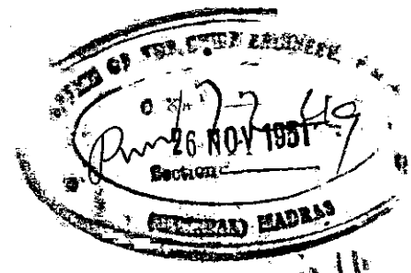
Sd. L.C.Pais
Chairman M.C.

/True Extract/

COMMISSIONER. M.M.

F/7-11
Compd

(2)



924 7/11

Health(W2) Dph

Endt no: 56925 W2/51-1 d 23-11-51

Referred to the Chief Engineer (Public Health)

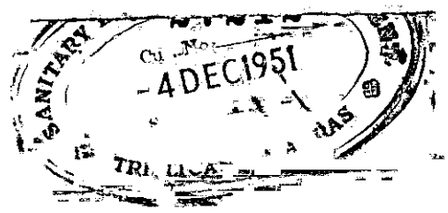
for remarks.

[signature]
DPH.

Deputy Secretary to Govt

23.11.51

924/5/11



The Chief Engineer
(Public Health

CE's Office (PH)

Endt: 7249 Rev/51-1 dt 3.12.51

Forwarded to Sanitary Engrs.

for needful report and necessary

[signature] Lakshmi 7/12/51

for Chief Engineer (PH)

To

The Sanitary Engr. [illegible]

[signature] 8/12

5692/52

Ref. Esb. No. V (W) /51-52.

REGISTERED No. [illegible]

Municipal Office, Mangalore
Dated the 22nd December 1951.

From

Sri M. Sanjiva Talwar B.A., B.L.,
Commissioner, Mangalore Municipality,
Mangalore.

Thro'

The Chairman Municipal Council,
Mangalore.

To

2502

The Secretary to Govt.,
Local Administration Dept., F.S.G., Madras

DEPUTY SECRETARY
31 JAN 1952
HEALTH DEPARTMENT

LOCAL ADMINISTRATION DEPARTMENT
23 JAN 1952
SECRETARIAT, MADRAS

Sir,

Sub: Works- M.M. repairs to drain in Asizuddin Road- Rejection of tenders received- Invitation of fresh tenders- Approval sought for.

Ref: This Office Ref. Est No. V (W) /51-52 dated 6-11-51.

In inviting your kind attention to this office reference cited above, I request the favour of an early reply.

FORWARDED

Chairman M.C.

Commissioner. M.M.

F/14-1

Compd.- 9

W

L.A. Deptt (E)

Health Deptt U.O. in Continuation of this Deptt

U.O. No. 48329-E/51-1 dated 19.11.51. 3820

29.1.52

29.1.52.

29.1.52

Health

29.1.52

L.A.U.O. No 2502-E/52-1

29.1.52.

33/52

sent orgl.
p 1- cf

5

Health (W2)

W. S and D – Mangalore Mfy.
Repairs to drain in Azizuddin road. Inviting fresh tenders.

Read: Govt ~~memo~~ endt no 56925 W2/51-1d 23 11/51.

Rg: From the Comm Mangalore Mfy. no V.(W)/51-52 d 22.12.51.

Memo no: 56925 W2/51 — 2 d — 4.2.52

The C.E. (PH) is requested to expedite his rpt to the memo cited.

2. The Comm Mangalore Mfy is informed that the matter is under consideration

To
The C.E. (P.H)
The Comm
Mangalore Mfy.
Thro the Cy.C.

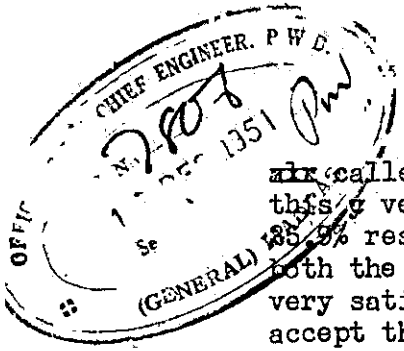
3.2.52.

5R
4.2.52

(3)

Office of the Sanitary Engineer to Govt.,
Chepauk, Madras.

ENDORSEMENT No.27212 M/51-1 Drg. dated 8th December 1951.



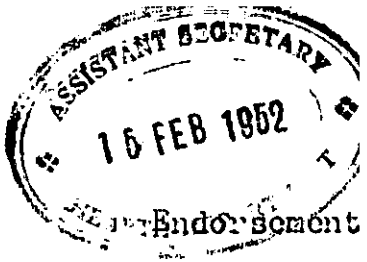
Resubmitted with the following remarks:

The Municipal Council would seem to desire fresh tenders being called for the work on the score that two tenders already received for this very work, although they were below the estimate rates by 26.7% and 25.6% respectively, were not satisfactory in its opinion "as the work of both the tenderers in this type of work in the past has not been very satisfactory and the Council was of opinion that it may not be safe to accept the tenders". If as alleged by the Municipal Council the work of the tenderers in a similar type of work in the past had not been very satisfactory such work should not have been accepted by the Engineering Authority ar the Executive Authority of the Municipality and passed for payment. In any case when tenders for a partifular work had been invited with details and specifications setting out the nature of the work, there is no reason why the offer to execute the work by agreed local tenderers should be rejected on the score that they might carry out unsatisfactory work again. It is open to the local Municipal Engineer and the Executive Authority to insist on good quality work being turned out under the terms and conditions of the contract. There is no guarantee that a repeat for tenders would elbow out these two tenderers and bring in new tenderers such as would be satisfactory to the Municipal Council. I am afraid that the argument advanced is not acceptable. I would suggest that the Municipality may go ahead with the execution of the work on the basis of the tenders already received and insist on the work being executed properly and satisfactorily, complying with the specifications laid down for the work.

for S. R. Srinivasan
11.12.51

For SANITARY ENGINEER TO GOVT.

JSV/10-12.
11/12/51



Office of the Chief Engineer, P.W.D.
(General), Chepauk, Madras.

Endorsement No.7806 PWW/51-1 Dated 11th February 1952.

Read: From the Sanitary Engineer Endorsement No.27212 M/51-1 Drg. dated 8-12-1951.

Sub: Works - M.M. - Repairs to drain in Azizuddin road - Rejection of tenders received - Invitation of fresh tenders -

---

6343
b-2 ante

Forwarded to Government with reference to Government Endorsement No.56925 W2/51-1 dated 23-11-1951.

2. The Municipality wants to reject the two tenders not because the tenders are below estimate rates but because the work of these two tenderers in the past was not "very satisfactory".

p15 cf. (R) 3. In this connection I invite attention to G.O.No.1909 L.A. dated 9-12-1950 wherein it has been laid down that tenders below estimate rates need not be rejected, unless the tenderers are unreliable or unfit to be entrusted with the works. In this particular case rejection of the tenders on the plea that some works done by these tenderers in the past, was not very satisfactory, would not be justified. The Sanitary Engineer's views are therefore endorsed.

R. Lakshmanan
16/2/52

for Chief Engineer, Public Health.

To

The Secretary to Government, Health Department with C.F. in origin

NS/12-2.

Cro: 36725/51

11

Health (Tw2)

1.11.52 & a 6-3-52

From The Deputy Secy to Govt

To The CE. (P.H).

P.C. to go PPR 10/3

Sub: Drainage - Mangalore MY -
Repairs to drain in
Arzigueddin road -
Inviting fresh tenders.

Ref: The number ~~of G.O.~~ and date of the G.O. ~~no~~ referred to in para 3 of your endt No. 7806 PWR/51-1 d 11-2-52 do not tally. G.O MS No 1909 LA d 29.9.50 relates to the subject of Railways. Please quote the correct number and date of the G.O.

p 9. cf. (A)

Issued 9/3

4.3.52

5/3/52

C.F. 304.

OFFICE OF THE _____

7 — 3 — 1952

Hours 3 Minutes 55

TELEPHONIC MESSAGE.

From	To
The CE (P/1)	The Dy Secty Health Dept

Sub:- Mangalore Mtg. repairs to drain in Azizuddin Road - Invitation of fresh tenders.

Ref:- yr T.M. 6th & 7th inst

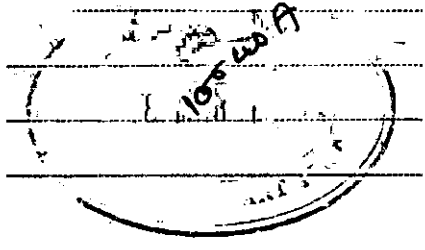
The date of yr 1909 LA dated - referred to in para 3 of my endorsement of 9/12/50 and not 29/9/50 as stated in yr T.M. C.no 1909 L.A dated 9/12/50 quoted in this office endt

[Please write on both sides.

4 ~~xxx~~ relates to water
Industrial ~~xxx~~ Municipal
Cancel - invitation of
fresh tenders - ~~xxxx~~ where
sealed tenders have
been received inadvertently

~~Ref~~

8/3



9652-A/17

Health (M2)

Please see the C.E's reply at pages 13-14 ante to the T.M.Dh. page 11 ante. The G.O. at (A) relates to "Railways" G.O No 1909 - L.A. dt 9.12.50 referred to by the C.E. at page 9 cf. relates to the subject "Water Madurai Municipality Invitation of fresh tenders when sealed tenders have been received - Inadmissibility." This G.O. is not available in the records. L.A. may be requested to push up the above for reference.

LOCAL ADMINISTRATION DEPARTMENT
8452
SECRETARIAT, MADRAS

Health
No 59254-2/51-3
12.3.52

12.3.52

12/3/52

L.A.

L.A. Deptt

(R)/15 cf

The note of Health Deptt above may be perused G.O (Rt.) 1909, L.A dt 9.12.50 relating to the

16

W/

Subject :- Works - Madurai Mkt. Invitation of fresh tenders ... when Oral of tenders have been received' ... is put up below. The file may be returned to Health Deptt. &c.

R/15CF

14.3.52

14.3.52

14.3.52

14.3.52

C.A.2.No.8452.E/52.1

14.3.52.

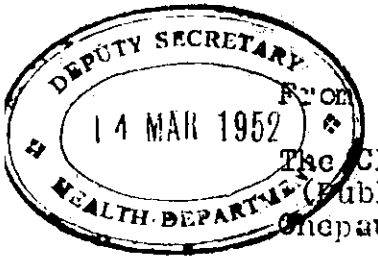
DEPUTY SECRETARY
15 MAR 1952
11563
HEALTH DEPARTMENT

15/3

PUBLIC WORKS DEPARTMENT

& & Post copy of Telephonic Message No.7806 Pww/51-2 dated 8-3-52/10-3-52.

--5



From

The Chief Engineer,
(Public Health),
Chepauk, Madras-5.

To

The Deputy Secretary to Government,
Health Department,
Madras.

11376
45,
14,

Sub:- Mangalore Municipality - Repairs to drain in Azizuddin road - Invitation of fresh tenders.

Ref:- Government Telephonic Messages Nos. dated 6th and 7th instant.

The date of G.O.1909 L.A. Department referred to in para 3 of my Endorsement is 9-12-50 and not 29-9-50, as stated in the Government Telephonic Message. G.O.1909 L.A. dated 9-12-50, quoted in this Office Endorsement relates to "Works - Mathurai Municipal Council - Invitation of fresh tenders when valid tenders have been received - Inadvisability".

(True copy)

Post copy to go inconfirmation.

wda/10-3.

Superintendent.

56925/51

6

HEALTH (W2) Department.

Sub: WATER SUPPLY AND DRAINAGE - ~~Maxxx~~ Drainage - Mangalore Municipality - Repairs to drain in Azizuddin road - ~~Inxxixxxxxxxxxxxxxxxx~~ Invitation of fresh tenders where valid tenders have been received-Inadvisability Pointed out.

Ref: From the Commissioner, Mangalore Municipality No.V(10)/51-52, dated 6-11-51.
~~From the C.E., Endt.No.7349, Pww/51-1, dated 3-12-51.~~
From the C.E.(P.H.)Endt.No.7806 Pww/51-1, dated 11-2-52.

-:-

ORDER (MS). No. 1172 Health, dated, 7.4.52

The Government consider that it is improper to call for fresh tenders in respect of works for which valid tenders below estimate rates have been received, merely on the ground that the work of the tenderers in the particular type of work in the past, has not been satisfactory, unless the Municipal authorities consider that the tenderers in question are unreliable and unfit to be entrusted with the works. The Commissioner, Mangalore Municipality is therefore informed that the Municipal Council should proceed with the execution of the work on the basis of the tenders already received, insisting on the work being executed properly and satisfactorily, and in accordance with the orders governing invitation and acceptance of tenders, issued in G.O.Ms.No.1620, L.A., dated 4-5-40.

If a particular item of work was not executed satisfactorily in the past it was open to the Engineering and Executive authorities not to pass it for payment and they could have insisted on good work being turned out under the terms of and conditions of the Contract

To The Commr.
Mangalore Mly.
(thro' CMC)
To The C.E.(P.H.)
(with a copy for S.E)

S/C.

Note: Please see the letter from the Commissioner, Mangalore Municipality at p 1 c.f. and the remarks of the S.E. and the C.E. at pp 7-9-cf. follow the spirit of their remarks, G.O.Ms.No.1620 L.A. dated 4-5-40. If fresh tenders are invited while valid tenders below estimate rates have been received, contractors may lose confidence in the Municipal Councils. The draft order above is submitted for approval.

L.A. may see

LOCAL ADMINISTRATION DEPARTMENT 1075 SECRETARIAT, MADRAS

Health no 56925 W2/51-4
28.3.52.

W L.A. Dept (E)

The draft order overleaf may be perused. The file may be returned to Health Dept

Sec'y Health

L.A. 100 10754-1 E